



MEMORANDUM

TO: Indiana State Board of Education

FROM: Dana L. Long, Legal Counsel

Re: Amended Governing Body Selection Plan:
Board of School Trustees, Brownsburg Community School Corporation

DATE: August 1, 2012

The Board of School Trustees, Brownsburg Community School Corporation, has submitted the attached Resolution to amend its governing body selection plan to provide that members of the governing body be elected during the general election in November and take office on January 1st following the general election. The Board has tendered the certificate from the Hendricks County Circuit Clerk indicating no protests or counter-petitions have been filed as well as a publisher's affidavit indicating satisfaction of the publishing requirement of I.C. 20-23-8-14.

The plan as submitted satisfies the requirements of I.C. 20-23-8 and is recommended for approval by the State Board of Education pursuant to I.C. 20-23-8-15.

Enclosures

cc. File

Brownsburg Community School Corporation

A RESOLUTION INITIATING AN AMENDED AND RESTATED PLAN OF ORGANIZATION CHANGING GOVERNING BODY COMPOSITION AND MANNER OF ELECTION

The Brownsburg Community School Corporation, by its Board of School Trustees (hereinafter “Board”), on February 13, 2012, pursuant to Ind. Code (hereinafter “I.C.”) § 20-23-8-10(a)(2), resolves to initiate an Amended Reorganization Plan (hereinafter “Plan”) for the Brownsburg Community School Corporation which revises, amends and clarifies the procedures for electing and seating board members. The revised and amended procedures are as follows:

Plan for Governing Body Composition Change

(1) Number & Residential Districts: The Brownsburg Community School Corporation shall, consistent with the 1961 Plan for the Reorganization of School Corporations, Hendricks County, Indiana, and the Board’s June 8, 1999, Resolution of an Amended Plan for Electing and Seating School Board Members of the Brownsburg Community School Corporation, be governed by a five (5) member elected nonpartisan board, with three (3) members required to reside in the civil unit Lincoln Township, Hendricks County, Indiana, one (1) member required to reside in the civil unit of Brown Township, Hendricks County, Indiana, and one (1) member at large.

(2) Election Date: The Board members shall be elected by popular vote by the voters of Lincoln Township and Brown Township, both of Hendricks County, Indiana, which election, per I.C. 20-23-4-29.1(b), shall be held at the same time as the general election.

(3) Term of Office: Membership on the Board shall constitute the holding of a “lucrative office” as said term is used in Article 2, § 9 of the Constitution of the State of Indiana. Except as otherwise herein provided, members shall be elected to a term of office of four (4) years commencing as of January 1 of the year following the year of their election.

(4) Transition Plan Pending Change in Time of Board Elections

A. Schedule of Current Board Terms – The following shows the current terms of office for the currently comprised Board. The current terms’ election dates, the Board seats’ next election dates, and the seating dates of the next terms, all per the plan in effect at the time of each seats’ most recent election are as follows:

Seat #	District	Current Term Began	Current Term Ends	Next Election (under prior law and current plan)	Seating Date of Next Term (under prior law and current plan)
Seat 1	Lincoln Twp	07/01/08	06/30/12	May 2012	07/01/12
Seat 2	Lincoln Twp	07/01/09	06/30/13	May 2012	07/01/13
Seat 3	Lincoln Twp	07/01/10	06/30/14	May 2014	07/01/14
Seat 4	Brown Twp	07/01/08	06/30/12	May 2012	07/01/12
Seat 5	At-large	07/01/10	06/30/14	May 2014	07/01/14

B. Extension of Existing Terms of Office – The existing terms of office of all current members of the Board shall be extended for a period of six (6) months through year end of the year in which each member’s current term is due to expire.

C. Schedule of Next Election Date under Proposed Plan Change – Upon passage of this proposed Plan and its becoming effective upon the Effective Date, all members of the Board will be elected at general elections held in November of the appropriate years. The current Board membership positions will be elected in accordance with the following schedule:

Seat #	Existing District	Current Term Began	Current Term, as Extended, Ends	Next Election (under proposed plan change)	Seating Date of Next Term (under proposed plan change)
Seat 1	Lincoln Twp	07/01/08	12/31/12	November 2012	01/01/13
Seat 2	Lincoln Twp	07/01/09	12/31/13	November 2012	01/01/14
Seat 3	Lincoln Twp	07/01/10	12/30/14	November 2014	01/01/15
Seat 4	Brown Twp	07/01/08	12/31/12	November 2012	01/01/13
Seat 5	At-large	07/01/10	12/31/14	November 2014	01/01/15

(5) Vacancies on Board: Vacancies on the Board existing because of the death of a school board member shall be filled in the manner provided by I.C. 20-26-4-4.5, as from time to time amended. Vacancies on the Board existing for any reason other than the death of an elected, qualified and acting school board member shall be filled in the manner provided by I.C. 20-26-4-4(c), as from time to time amended.

(6) Retention of Terms of Previously Adopted Plans of Organization: Except as specifically modified herein, all other terms and conditions of all previously adopted plans of organization and reorganization of the Brownsburg Community School Corporation shall remain fully effective after the Effective Date hereof.

(7) Effective Date: This proposed Plan shall become effective upon the passage of this resolution, and upon its approval and fulfillment of the terms and requirements of I.C. 20-23-8-10, 20-23-8-14, and I.C. 20-23-8-15.

(End of Plan Change)

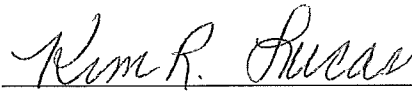
BE IT FURTHER RESOLVED, that the Secretary of this Board is directed to cause notice of this Board’s adoption of the foregoing plan to be published, as required by the provision of I.C. 20-23-8-14, in newspapers of general circulation published in Hendricks County, Indiana.

BE IT FURTHER RESOLVED that the superintendent, school corporation legal counsel and the officers of this Board shall take all other actions and execute all other documents as are reasonably convenient or otherwise necessary to affect the change in the plan for the selection of the this governing body as hereinabove set forth.

(End of Resolution)

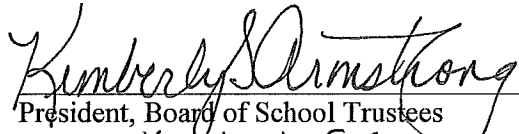
BE IT RESOLVED by the Board of School Trustees of Brownsburg Community School Corporation, Hendricks County, Indiana, that the foregoing be approved and adopted.

Adopted this February 13, 2012.



Secretary, Board of School Trustees

Printed: KIM R. LUCAS



President, Board of School Trustees

Printed: Kimberly S. Armstrong